
SENATE BILL 5625

State of Washington

60th Legislature

2007 Regular Session

By Senators Hargrove and Pridemore

Read first time 01/25/2007. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to contracts for jail services with counties and
2 cities in adjacent states; and amending RCW 70.48.090.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 70.48.090 and 2002 c 125 s 1 are each amended to read
5 as follows:

6 (1) Contracts for jail services may be made between a county and a
7 city, and among counties and cities. The contracts shall: Be in
8 writing, give one governing unit the responsibility for the operation
9 of the jails, specify the responsibilities of each governing unit
10 involved, and include the applicable charges for custody of the
11 prisoners as well as the basis for adjustments in the charges. The
12 contracts may be terminated only by ninety days written notice to the
13 governing units involved and to the office. The notice shall state the
14 grounds for termination and the specific plans for accommodating the
15 affected jail population.

16 (2) A city or county may contract with the authorities of an
17 adjacent county or a city in an adjacent county in another state
18 providing for the detention in an institution or jail operated by such
19 entity, for prisoners convicted in the courts of this state and

1 sentenced to a term of confinement in a city or county jail under the
2 jurisdiction of the contracting city or county. After the making of a
3 contract under this section, prisoners sentenced to a term of
4 confinement in a city or county jail may be conveyed by city or county
5 jail personnel or law enforcement personnel to the institution or jail
6 named in the contract. The prisoners shall be delivered to the
7 authorities of the institution or jail, there to be confined until
8 their sentences have expired or they are otherwise discharged by law or
9 paroled, or until they are returned to a city or county jail within the
10 state for further confinement.

11 (3) The contract authorized in subsection (1) of this section shall
12 be for a minimum term of ten years when state funds are provided to
13 construct or remodel a jail in one governing unit that will be used to
14 house prisoners of other governing units. The contract may not be
15 terminated prior to the end of the term without the office's approval.
16 If the contract is terminated, or upon the expiration and nonrenewal of
17 the contract, the governing unit whose jail facility was built or
18 remodeled to hold the prisoners of other governing units shall pay to
19 the state treasurer the amount set by the corrections standards board
20 or office when it authorized disbursement of state funds for the
21 remodeling or construction under RCW 70.48.120. This amount shall be
22 deposited in the local jail improvement and construction account and
23 shall fairly represent the construction costs incurred in order to
24 house prisoners from other governing units. The office may pay the
25 funds to the governing units which had previously contracted for jail
26 services under rules which the office may adopt. The acceptance of
27 state funds for constructing or remodeling consolidated jail facilities
28 constitutes agreement to the proportionate amounts set by the office.
29 Notice of the proportionate amounts shall be given to all governing
30 units involved.

31 ((+3+)) (4) A city or county primarily responsible for the
32 operation of a jail or jails may create a department of corrections to
33 be in charge of such jail and of all persons confined therein by law,
34 subject to the authority of the governing unit. If such department is
35 created, it shall have charge of jails and persons confined therein.
36 If no such department of corrections is created, the chief law
37 enforcement officer of the city or county primarily responsible for the

1 operation of said jail shall have charge of the jail and of all persons
2 confined therein.

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